The Honorable John C. Coughenour 1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 9 10 **EVERGREEN INTERNATIONAL** Case No. 2:10-cv-568 AIRLINES, INC., an Oregon corporation, 11 STIPULATION FOR VOLUNTARY Plaintiff, 12 DISMISSAL OF ACTION VS. 13 THE BOEING COMPANY, a Delaware 14 Corporation, Defendant. 15 16 TO: THE CLERK OF THE COURT 17 Plaintiff Evergreen International Airlines, Inc., and Defendant The Boeing Company, 18 being the only parties who have appeared in this action, stipulate and agree, pursuant to Rule 19 41(a)(1)(A)(ii), that the above-entitled action may be dismissed with prejudice and without costs 20 to any party. 21 The Clerk of the Court is hereby requested to enter this dismissal in the records of the 22 Court. 23 24 DATED this 23rd day of July, 2010. 25 // 26 BADGLEY ~ MULLINS STIPULATION FOR VOLUNTARY LAW GROUP **DISMISSAL OF ACTION-1**

Cause No. C07-1518C

Columbia Center

701 Fifth Avenue, Suite 4750 Seattle, Washington 98101 Telephone: (206) 621-6566 Fax: (206) 621-9686

1 // 2 HENNIGAN, BENNETT & DORMAN LLP 3 s/C. Dana Hobart 4 C. Dana Hobart, California Bar #125139 Mary H. Chu, California Bar #156459 5 Hennigan, Bennett & Dorman LLP 865 South Figueroa Street, Suite 2900 6 Los Angeles, California 90017 Telephone: (213) 694-1200 7 Fax: (213) 694-1234 8 HobartD@hbdlawyers.com 9 BADGLEY MULLINS LAW GROUP, PLLC 10 s/ Donald H. Mullins_ 11 Donald H. Mullins, WSBA #4966 12 Allyssa J. Hale, WSBA #38429 BADGLEY~MULLINS LAW GROUP 13 4750 Columbia Center 701 Fifth Avenue 14 Seattle, Washington, 98104 Telephone: (206) 621-6566 15 Facsimile: (206) 621-9686 16 Email: donmullins@badgleymullins.com 17 Counsel for Plaintiff Evergreen International Airlines, Inc. 18 19 PERKINS COIE LLP 20 s/ Michael Himes 21 Michael Himes, WSBA No. 19423 Cori Gordon Moore, WSBA No. 28649 22 1201 Third Ave., Suite 4800 Seattle, WA 98101-3099 23 Telephone: 206.359.8000 24 Facsimile: 206.359.9000 MHimes@perkinscoie.com 25 CGMoore@perkinscoie.com 26

STIPULATION FOR VOLUNTARY DISMISSAL OF ACTION- 2 Cause No. C07-1518C

BADGLEY ~ MULLINS

LAW GROUP

Columbia Center 701 Fifth Avenue, Suite 4750 Seattle, Washington 98101 Telephone: (206) 621-6566 Fax: (206) 621-9686

25

26

KIRKLAND & ELLIS LLP

Facsimile: 202.879.5200

Craig S. Primis (admitted pro hac vice) John O'Quinn (admitted pro hac vice) Daniel Bress (admitted pro hac vice) 655 Fifteenth Street, N.W. Washington, D.C. 20005 Telephone: 202.879.5000

Attorneys for Defendant The Boeing Company

STIPULATION FOR VOLUNTARY DISMISSAL OF ACTION- 3 Cause No. C07-1518C BADGLEY ~ MULLINS

LAW GROUP

Columbia Center 701 Fifth Avenue, Suite 4750 Seattle, Washington 98101 Telephone: (206) 621-6566 Fax: (206) 621-9686